

A regular meeting of Borough Council was held at 7:30 PM, Monday, May 13, 2013. Mayor Frank North presided. Pledge of Allegiance and Silent Prayer were observed. Announcement was made that the meeting had been advertised in accordance with the regulations prescribed by the "Open Public Meetings Act".

ROLL CALL:

Council Present: Fields, Volkert, Grasso, Brennan, Sperrazza and Perno. Clerk Brouse, CFO Moules and Attorney Higgins were present.

PUBLIC HEARING ON ORDINANCE for second reading and adoption

13-08 Amending Chapter 42 (Littering)

NONE

ADOPT ORDINANCE 13-08 Amending Chapter 42 (Littering) -On a motion of Mr. Brennan and second of Mr. Volkert, the following Ordinance was adopted:

13-08

**ORDINANCE OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF
CAMDEN, STATE OF NEW JERSEY AMENDING CHAPTER 42, LITTERING,
OF THE CODE OF THE BOROUGH OF MERCHANTVILLE**

BE IT ORDAINED by the Mayor and Borough Council of the Borough of Merchantville, County of Camden, and State of New Jersey that Chapter 42, Littering, of the Code of the Borough of Merchantville, is amended as follows:

ARTICLE I. SECTION 42-22 Distribution of handbills at inhabited private premises.

A. No person shall throw or deposit any commercial or noncommercial handbill in or upon any private grounds, except on the porch or steps of the private or commercial premises. Any commercial or noncommercial handbill not thrown or deposited on the porch or steps of the private or commercial premises shall constitute a violation of this chapter.

B. No person shall throw or deposit more than one commercial or noncommercial handbill in or upon any private grounds, except on the porch or steps of the private or commercial premises, within a twenty-four-hour period. Each commercial or noncommercial handbill thrown or deposited in or upon any private grounds, except on the porch or steps of the private or commercial premises, in excess of one handbill within a twenty-four-hour period, shall constitute a violation of this chapter, with each commercial or noncommercial handbill thrown or deposited in excess of one handbill within a twenty-four-hour period constituting a separate and distinct offense.

C. The provisions of this section shall not apply to the distribution of mail by the United States nor to newspapers, except that newspapers shall be placed on private property in such a manner as to prevent their being carried or deposited by the elements upon any street, sidewalk, or other public place or upon private property. In addition, persons, firms and corporations engaged in the distribution of commercial handbills shall obtain a license as hereinafter provided and make all distributions between the hours of 9:00 a.m. and 5:00 p.m., prevailing time.

ARTICLE II.

All Ordinances contrary to the provisions of this Ordinance are hereby repealed to the extent that they are inconsistent herewith.

ARTICLE III.

This Ordinance shall take effect upon passage and publication according to law.

PUBLIC HEARING ON ORDINANCE for second reading and adoption

13-09 Establish a CAP Bank

NONE

ADOPT ORDINANCE 13-09 Establish a CAP Bank -On a motion of Mr. Sperrazza and second of Mr. Volkert, the following Ordinance was adopted:

**13-09
CALENDAR YEAR 2013
MODEL ORDINANCE TO EXCEED THE MUNICIPAL
BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)**

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.0% unless authorized by ordinance to increase it to 1.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 1.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Borough Council of the Borough of Merchantville in the County of Camden finds it advisable and necessary to increase its CY 2013 budget by up to 1.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Borough Council hereby determines that a 1.5% increase in the budget for said year, amounting to \$50,446.14 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Borough Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Borough Council of the Borough of Merchantville, in the County of Camden, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2013 budget year, the final appropriations of the Borough of Merchantville shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 1.5%, amounting to \$50,446.14, and that the CY 2013 municipal budget for the Borough of Merchantville be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be file with said Director within 5 days after such adoption.

PUBLIC HEARING ON ORDINANCE for second reading and adoption

13-10 Supplemental Funding for NJ EIT

ADOPT ORDINANCE 13-10 Supplemental Funding for NJEIT -On a motion of Mr. Volkert and second of Mr. Grasso, the following Ordinance was adopted:

**BOROUGH OF MERCHANTVILLE, NEW JERSEY
ORDINANCE 13-10**

BOND ORDINANCE AUTHORIZING SUPPLEMENTAL FUNDING FOR THE COMPLETION OF CERTAIN IMPROVEMENTS TO THE SANITARY SEWER SYSTEM IN THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN, NEW JERSEY; APPROPRIATING THE SUM OF \$570,000 THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN, NEW JERSEY, IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO \$570,000; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING

BE IT ORDAINED by the Borough Council of the Borough of Merchantville, County of Camden, New Jersey (not less than two-thirds of all the members thereof affirmatively concurring), pursuant to the provisions of the Local Bond Law, constituting Chapter 169 of the Laws of 1960 of the State of New Jersey, as amended and supplemented ("Local Bond Law"), as follows:

Section 1. The purposes described in Section 7 hereof are hereby authorized as general improvements to be made or acquired by the Borough of Merchantville, County of Camden, New Jersey ("Borough").

Section 2. It is hereby found, determined and declared as follows:

- (a) the estimated amount to be raised by the Borough from all sources for the purposes stated in Section 7 hereof is \$570,000; and
- (b) the estimated amount of bonds or bond anticipation notes to be issued for the purposes stated in Section 7 hereof is \$570,000.

Section 3. The sum of \$570,000, to be raised by the issuance of bonds or bond anticipation notes is hereby appropriated for the purposes stated in this bond ordinance ("Bond Ordinance").

Section 4. The issuance of negotiable bonds of the Borough in an amount not to exceed \$570,000 to finance the costs of the purposes set forth in Section 7 hereof, is hereby authorized. Said bonds shall be sold in accordance with the requirements of the Local Bond Law. All or a portion of the bonds authorized to be issued hereunder may evidence one (1) or more loans from the New Jersey Environmental Infrastructure Trust and/or the New Jersey Department of Environmental Protection.

Section 5. In order to temporarily finance the purposes described in Section 7 hereof, the issuance of bond anticipation notes of the Borough in an amount not to exceed \$570,000 is hereby authorized. Pursuant to the Local Bond Law, the Chief Financial Officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver the same to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their date to delivery thereof. The Chief Financial Officer is hereby directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this Bond Ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 6. The amount of the proceeds of the obligations authorized by this Bond Ordinance which may be used for the payment of interest on such obligations, accounting, engineering, legal fees and other items as provided in Section 20 of the Local Bond Law, N.J.S.A. 40A:2-20, shall not exceed the sum of \$100,000.

Section 7. The improvements hereby authorized and the purposes for which said obligations are to be issued; the estimated costs of each said purpose; the amount of down payment for each said purpose; the maximum amount of obligations to be issued for each said purpose and the period of usefulness of each said purpose within the limitations of the Local Bond Law are as follows:

Purpose/Improvement	Estimated Total Cost	Down Payment	Amount of Obligations	Period of Usefulness
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	Purpose/Improvement	Estimated Total Cost	Down Payment	Amount of Obligations	Period of Usefulness
A.	Completion of Various Improvements to the Borough's Sanitary Sewer System originally financed through Bond Ordinance 08-12 including, but not limited to, the Rehabilitation, Reconstruction and/or Replacement of Sewerage Conveyance Lines and Manholes throughout the Borough, together with the acquisition of all materials and equipment and completion of all work necessary project necessary therefore or related thereto all as more particularly described in the information prepared by the Borough's Consulting Engineer, on file and available for inspection in the office of the Borough Clerk.	\$570,000	\$0	\$570,000	40 years

Section 8. Grants or other monies received from any governmental entity, if any, will be applied to the payment of, or repayment of obligations issued to finance, the costs of the purposes described in Section 7. above.

Section 9. The supplemental debt statement provided for in Section 9 of the Local Bond Law, N.J.S.A. 40A:2-10, was duly filed in the office of the Borough Clerk prior to the passage of this Bond Ordinance on first reading and a complete executed duplicate original thereof has been filed in the Office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. The supplemental debt statement shows that the gross debt of the Borough, as defined in Section 43 of the Local Bond Law, N.J.S.A. 40A:2-43, is increased by this Bond Ordinance by \$570,000 and that the obligations authorized by this Bond Ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 10. The full faith and credit of the Borough are irrevocably pledged to the punctual payment of the principal of and interest on the bonds or bond anticipation notes authorized by this Bond Ordinance, and to the extent payment is not otherwise provided, the Borough shall levy ad valorem taxes on all taxable real property without limitation as to rate or amount for the payment thereof.

Section 11. The Capital Budget is hereby amended to conform with the provisions of this Bond Ordinance to the extent of any inconsistency therewith, and the resolution promulgated by the Local Finance Board showing full detail of the amended Capital Budget and Capital Program as approved by the Director of the Division of Local Government Services, is on file with the Borough Clerk and available for inspection.

Section 12. The Borough hereby declares its intent to reimburse itself from the proceeds of the bonds or bond anticipation notes authorized by this Bond Ordinance pursuant to Income Tax Regulation Section 1.150-2(e), promulgated under the Internal Revenue Code of 1986, as amended ("Code"), for "original expenditures", as defined in Income Tax Regulation Section 1.150-2(c)(2), made by the Borough prior to the issuance of such bonds or bond anticipation notes.

Section 13. The Borough hereby covenants as follows:

(a) it shall take all actions necessary to ensure that the interest paid on the bonds or bond anticipation notes authorized by the Bond Ordinance is exempt from the gross income of the owners thereof for federal income taxation purposes, and will not become a specific item of tax preference pursuant to Section 57(a)(5) of the Code;

(b) it will not make any use of the proceeds of the bonds or bond anticipation notes or do or suffer any other action that would cause the bonds or bond anticipation notes to be "arbitrage bonds" as such term is defined in Section 148(a) of the Code and the Regulations promulgated thereunder;

(c) it shall calculate or cause to be calculated and pay, when due, the rebatable arbitrage with respect to the "gross proceeds" (as such term is used in Section 148(f) of the Code) of the bonds or bond anticipation notes;

(d) it shall timely file with the Internal Revenue Service, such information report or reports as may be required by Sections 148(f) and 149(e) of the Code; and

- (e) it shall take no action that would cause the bonds or bond anticipation notes to be "federally guaranteed" within the meaning of Section 149(b) of the Code.
- Section 14. The improvements authorized hereby are not current expenses and are improvements that the Borough may lawfully make. No part of the cost of the improvements authorized hereby has been or shall be specially assessed on any property specially benefited thereby.
- Section 15. All ordinances, or parts of ordinances, inconsistent herewith are hereby repealed to the extent of such inconsistency.
- Section 16. In accordance with the Local Bond Law, this Bond Ordinance shall take effect twenty (20) days after the first publication thereof after final passage.

PUBLIC HEARING ON 2013 BUDGET

R-13 Read Budget by Title Only

On a motion by Mr. Brennan and a second of Mrs. Fields, Council approved the reading of the Budget by Title Only.

R13-69 Adopt 2013 Budget: On the motion of Mr. Brennan and second of Mr. Grasso, Council approved the follow resolution:

R13-69

RESOLUTION ADOPTING THE 2013 MUNICIPAL BUDGET OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN IN THE STATE OF NEW JERSEY

BE IT RESOLVED by the Borough Council of the Borough of Merchantville, County of Camden that the budget hereinafter set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of \$5,130,885.46 for municipal purposes, and certification to the County Board of Taxation of the following summary of general revenues and appropriations:

SUMMARY OF REVENUES:	
Surplus	374,180.00
Total Miscellaneous Revenues	1,552,808.31
Receipts from Delinquent Taxes	243,000.00
Local tax for Municipal Purposes	2,493,043.15
TOTAL GENERAL REVENUES	\$ 4,663,031.46
SUMMARY OF APPROPRIATIONS:	
Operating Expenses: Salaries & Wage	1,602,742.19
Other Expenses	1,892,908.62
Deferred Charges & Other Appropriations	441,971.96
Capital Improvements	6,500.00
Debt Service (Including for School Purposes)	379,492.00
Reserve for Uncollected Taxes	339,416.69
TOTAL GENERAL APPROPRIATIONS	\$ 4,663,031.46
TOTAL NUMBER OF EMPLOYEES	48
2013 Dedicated Sewer Utility Budget	
SUMMARY OF REVENUES	
Surplus	25,000.00
Rents	407,000.00
Miscellaneous Revenues	35,854.00
TOTAL REVENUES	467,854.00

SUMMARY OF APPROPRIATIONS

Operating Expenses:	Salaries and Wages	55,000.00
	Other Expenses	225,972.31
Capital Improvements		
Debt Service		164,365.00
Deferred Charges & Other Appropriations		22,516.69
Surplus (General Budget)		
TOTAL APPROPRIATIONS		467,854.00

PUBLIC

Mark Hebler, 210 E. Maple Avenue-Checks for \$150.00 and \$100.00 for plaque and tree for the two accident victims at Chapel Avenue.

Michael-Commercial-Why Merchantville? It has the same feel as Danville, close to Philadelphia. Check parking sign at Chestnut and Park is it in concrete or dirt? Could it be removed during the commercial? Use 2nd floor of EMS building for hair and makeup. Use Franklin Avenue to park trucks, post no parking for several hours and use bathroom in fire house. Do not enter sign at triangle. Copy of letter is on website, need a W-9 for the Merchantville Task Force to make a donation.

Linda Redone, 43 S. Centre Street-looking to put an herb garden at Borough Hall. Dig up a plant box, raised bed or plots at back of Borough Hall.

ENGINEER'S REPORT-Ordinance 2nd reading, final patching on point repairs, DOT grant-start on survey \$200,000 was approved. Waiting to hear back from Andrew's office regarding Glenwood Avenue. Contact County engineer regarding the Chapel and Maple Avenue sidewalk.

APPROVAL OF MINUTES- On a motion of Mr. Volkert and second of Mr. Sperrazza, Council approved the regular meeting minutes for 4-18-13 and caucus minutes for 3-25-13.

COUNCIL REPORTS

Mrs. Fields- Personnel-applications for Parks and Playgrounds councilors and children are available and on the front page of the Web site. HPC approved a sign at 606 W Maple and Eiland Art. HPC is looking for input from businesses for the sign ordinance, would like to introduce by the June meeting. Code enforcement-grass and weed summons for property maintenance have started again. Wednesday, May 29th 3:15 will be the next code meeting. Apartment rental registrations have been sent out. Drug Alliance will sponsor a River Shark's game for Merchantville on June 28th.

Mr. Volkert-Public Works collected 50.9 tons of waste, repaired curb bricks and answered two sewer calls. Driscoll completed the first lawn cuts. April 6-17 stumps should be ground if the machine is repaired.

Mr. Grasso- Court \$16,762, 322 added cases, 342 disposed cases. 9% less for the year. Fire had 9 calls, Safer grant interviews will begin on Wednesday. June 1st is the birthday celebration and Memorial day service will begin at 10:00 in Wellwood Park.

Mr. Brennan-Police answered 277 calls, 84 parking, 18 criminal, 2 DWI. Drug collection took place in April, Bullet Proof Vest grant and reverse 911 training is complete. Thanks to Niagara fire and Blue the Monkey for the \$2,000 donation from the Spring Fest to purchase police gear. Thank you for a continued successful event. The Car show will be on June 29th. Thank you for adopting Budget. We should move forward on the Capital Budget items and set up a meeting with finance. We received another JIF award of \$900 for safety.

Mr. Sperrazza- Liquor License approval tonight. The transportation enhancement grant for \$51,000 has been given to the West Maple Task Force, unfortunately Pennsauken did not get the grant for the demolition of the Kawasaki building. The next Task Force meeting will be this Thursday at 1:00PM in Borough Hall.

Mr. Perno-Shade Tree met-looking to apply for a grant that would pay for half of concrete work that has lifted the sidewalks because of tree roots. We may want to consider having Cherry Hill do the concrete. Looking at completing projects at the Community Center. John Grasso knows a company that does tire shredding for playgrounds and may be able to work with the Borough.

Clerk's Report

Received a Transportation Enhancement Program for West End \$51,000
 Received an NJDOT Aid for W. Chestnut and Linden for \$200,000
 Approved for Clean Communities funds of \$6,563.78 for 2013
 Financial disclosures are due by the end of May
 Mayor fundraiser event to benefit the West Maple Neighborhood Program
 July 5th Borough closed
 Farmer's Market-June-1st and 3rd Saturday of the month
 Birthday celebration June 1st 10-2 rain or shine
 Parks & Playgrounds will begin on June 24-July 26

OLD BUSINESS

NEW BUSINESS

APPROVAL-Filming TV Commercial-On a motion of Mr. Brennan and second of Mr. Grasso, Council approved the filming of a TV Commercial.

APPROVAL-Banner for Farmer's Market-approved

APPROVAL-St. Peter walk a thon-different day

APPROVAL-Task Force Car show in October-removed

APPROVAL-Democrat Club picnic-approved

Resolutions to be read by consent agenda: On a motion of Mr. Brennan and second of Mrs. Fields, Council approved the following resolutions by consent agenda:

R13-60

**RESOLUTION OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF
 CAMDEN AND STATE OF NEW JERSEY APPROVING CHANGE ORDER
 NUMBER 3 FOR CHESTNUT AVENUE MULTI USE PATH**

WHEREAS, it was necessary to make changes in the scope of work to be done in completing the Chestnut Avenue Multi Use Path project in the Borough of Merchantville, Camden County, New Jersey;

WHEREAS, a change Order was developed to reflect adjusted quantities, reinstate item 20 (exercise station, complete), remove supplemental item S3 (exercise station, complete), and incorporate supplemental items S5 through S9. Time extension required due to lead time for delivery of material for items 20, S4 and S9 adjusted to completion date of June 29, 2013;

Original Contract amount	\$285,084.25
Adjusted contract amount	
Based on order number 1-3	\$327,501.36
Extra work	14,000.00
Increase	37,276.31
Decrease	(44,545.00)
Total	\$6,731.31

NOW, THEREFORE, BE IT RESOLVED by the Borough of Merchantville that the following Change Order which is considered to be change order number 3 is hereby authorized and approval is hereby granted to allow a time extension of 90 days to the current contract to June 29, 2013.

R13-61

**RESOLUTION TO RENEW ABC PLENARY RETAIL
DISTRIBUTION LICENSE**

WHEREAS, First Jay Sai LLC, 620-622 W Maple Avenue, Merchantville, NJ, has applied for renewal of their Plenary Retail Distribution License for the year ending June 30, 2014 and applications have been filed with checks to the Borough of Merchantville in the amount of \$1,056.00 each and checks to the State Division of Alcoholic Beverage Control in the amount of \$200.00 each; and

WHEREAS, Councilor Sperrazza, director of the Department of Records and Licenses, has reported that the licensed premises were inspected to ascertain that they comply with all pertinent health and safety laws and regulations, and that he recommends the granting of said licenses; and

WHEREAS, the Borough Clerk has reported that the legal preliminaries have been strictly complied with;

NOW, THEREFORE, BE IT RESOLVED that the Borough Council be and is hereby authorized to issue a Plenary Retail Distribution License #0424-44-001-010 to First Jay Sai LLC.

R13-62

**RESOLUTION TO RENEW ABC PLENARY RETAIL
CONSUMPTION LICENSE**

WHEREAS, MANASUR INC., 2 South Centre Street has applied for renewal of their Plenary Retail Consumption License for the year ending June 30, 2014 and applications have been filed with checks to the Borough of Merchantville in the amount of \$1,056.00 each and checks to the State Division of Alcoholic Beverage Control in the amount of \$200.00 each; and

WHEREAS, Councilor Sperrazza, Director of the Department of Records and Licenses, has reported that the licensed premises were inspected to ascertain that they comply with all pertinent health and safety laws and regulations, and that he recommends the granting of said licenses; and

WHEREAS, the Borough Clerk has reported that the legal preliminaries have been strictly complied with;

NOW, THEREFORE, BE IT RESOLVED that the Borough Council be and is hereby authorized to issue a Plenary Retail Consumption License #0424-33-003-007 to MANASUR INC.

R13-63

**RESOLUTION OF THE BOROUGH OF MERCHANTVILLE,
COUNTY OF CAMDEN, STATE OF NEW JERSEY TO APPROVE A
MERCHANDISE 50/50 LICENSE FOR MERCHANTVILLE TASK FORCE**

WHEREAS, Merchantville Task Force has applied for and received an identification number 299-8-33546 allowing Merchantville Task Force the ability to conduct 50/50 licenses with proper approval; and

WHEREAS, Merchantville Task Force has properly completed the 50/50 license application and at least 7 days have elapsed between the time the application was filed and the time that the Borough Council made their findings and determination with checks to the Borough of Merchantville in the amount of \$20.00 each and checks to the Legalized Games of Chance Control Commission in the amount of \$20.00 each and that 15 days will elapse between the time the municipality forwards the application to the control commission and the date the license is issued to the applicant ; and

WHEREAS, Council person Sperrazza, Director of the Department of Records and Licenses, has reported that the laws and regulations have been met, and that she recommends the granting of said license; and

WHEREAS, the Borough Clerk has reported that the legal preliminaries have been strictly complied with;

NOW, THEREFORE, BE IT RESOLVED that the Borough Council be and is hereby authorized to issue a Raffle license numbered 13-05MTF and 13-06MTF to Merchantville Task Force for the raffle taking place on June 29, 2013 and October 19, 2013.

R13-64

**RESOLUTION OF THE BOROUGH OF MERCHANTVILLE,
COUNTY OF CAMDEN, STATE OF NEW JERSEY TO APPROVE A
MERCHANDISE RAFFLE LICENSE FOR MERCHANTVILLE TASK FORCE**

WHEREAS, Merchantville Task Force has applied for and received an identification number 299-8-33546 allowing Merchantville Task Force the ability to conduct raffle licenses with proper approval; and

WHEREAS, Merchantville Task Force has properly completed the raffle license application and at least 7 days have elapsed between the time the application was filed and the time that the Borough Council made their findings and determination with checks to the Borough of Merchantville in the amount of \$20.00 each and checks to the Legalized Games of Chance Control Commission in the amount of \$20.00 each and that 15 days will elapse between the time the municipality forwards the application to the control commission and the date the license is issued to the applicant ; and

WHEREAS, Council person Sperrazza, Director of the Department of Records and Licenses, has reported that the laws and regulations have been met, and that she recommends the granting of said license; and

WHEREAS, the Borough Clerk has reported that the legal preliminaries have been strictly complied with;

NOW, THEREFORE, BE IT RESOLVED that the Borough Council be and is hereby authorized to issue a Raffle license numbered 13-03MTF and 13-04MTF to Merchantville Task Force for the raffle taking place on June 29, 2013 and October 19, 2013.

R13-65

**RESOLUTION OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN AND
STATE OF NEW JERSEY REFERRING CERTAIN MATTERS TO THE MERCHANTVILLE
PLANNING BOARD FOR REVIEW AND RECOMMENDATIONS PURSUANT TO N.J.S.A.
40:55D-26**

WHEREAS, the Borough of Merchantville is a municipal entity organized under the laws of the State of New Jersey and located in Camden County, New Jersey ("Merchantville"); and

WHEREAS, the Merchantville Planning Board ("Planning Board") is an autonomous entity created by the Borough of Merchantville pursuant to and governed by N.J.S.A. 40:55D-1 et seq.; and

WHEREAS, the statute, N.J.S.A. 40:55D-26(a) requires that, prior to the adoption of a development regulation, revision, or amendment thereto, the [municipal] Planning Board shall make and transmit to the governing body, within 35 days after referral, a report including identification of any provisions in the proposed development regulation, revision or amendment which are inconsistent with the master plan and recommendations concerning these inconsistencies and any other matters as the board deems appropriate; and

WHEREAS, the Mayor and Borough Council of the Borough of Merchantville wish to refer to the Merchantville Planning Board, pursuant to N.J.S.A. 40:55D-26(a), the following issue for discussion as to enactment of an appropriate ordinance addressing the item:

Amendment of Zoning Map to place the properties located at Lots 2, 3, 4 and 6 in Block 9 of the Tax Map of the Borough of Merchantville, more commonly referred to as 602, 604 and 606 West Maple Avenue, into the B-2 Neighborhood Business District.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Merchantville, that pursuant to N.J.S.A. 40:55D-26(a), the issue of the amendment of Zoning Map to place the properties located at Lots 2, 3, 4 and 6 in Block 9 of the Tax Map of the Borough of Merchantville, more commonly referred to as 602, 604 and 606 West Maple Avenue, into the B-2 Neighborhood Business District, be and hereby is referred to the Merchantville Planning Board for the action as required by statute.

PAYMENT OF BILLS: On the motion of Mr. Perno and second of Mr. Volkert, Council approved the follow resolution:

**R13-66
RESOLUTION**

RESOLVED that the Report of the Department of Accounts and Auditing be accepted and spread upon the minutes and the Treasurer be is hereby authorized to pay bill approved therein.

CURRENT FUND		REVENUE	BUDGET
CHECKS CURRENT FUND	2012 BUDGET		569.00
	2013 BUDGET		114,597.49
	GRANTS		3,660.98
	PFRS		
	PERS		
	DEBT SERVICE		
	BOARD OF EDUCATION*		1,062,999.00
	CAMDEN COUNTY		499,758.22
WIRE TRANSFERS PAYROLL	4/19/13-5/3/13		127,918.62
WIRES / MANUAL CHECKS			32,020.00
TOTAL CURRENT		0.00	1,841,523.31
SEWER UTILITY			
CHECKS SEWER FUND	2012 BUDGET		
	2013 BUDGET		4,125.00
	DEBT SERVICE		
WIRE TRANSFERS PAYROLL	4/19/13-5/3/13		4,671.31
WIRE NJEIT LOAN			
WIRES /MANUAL CHECKS			
TOTAL SEWER		0.00	8,796.31
GENERAL CAPITAL FUND			
CHECK CAPITAL FUND			7,482.14
MANUAL CHECK			
TOTAL CAPITAL		0.00	7,482.14
TRUST FUND			
CHECK TRUST OTHER FUND			37.77
WIRE TRANSFERS PAYROLL	4/19/13-5/3/13		1,224.06
WIRES / MANUAL CHECKS			17,534.92
TOTAL TRUST		0.00	18,796.75
SEWER CAPITAL FUND			
CHECK SEWER CAPITAL			
MANUAL CHECKS			
WIRE TRANSFERS PAYROLL			
TOTAL SEWER CAPITAL		0.00	0.00
RECREATION TRUST			
	2012 BUDGET		
CHECK RECREATION TRUST	2013 BUDGET	1,050.00	3,303.57

MANUAL CHECKS		
WIRE TRANSFERS PAYROLL	4/19/13-5/3/13	290.44
TOTAL RECREATION		1,050.00
		3,594.01
ANIMAL TRUST FUND		
ANIMAL TRUST CHECK		9.00
TOTAL ANIMAL TRUST		0.00
		9.00
TOTAL BILL LIST & MANUAL CHECKS/WIRE		
		1,050.00
		1,880,201.52
GRAND TOTAL		1,881,251.52

ANNOUNCEMENTS:

PRIVATE SESSION-R13-67 for matters of personnel and possible litigation-On a motion of Mr. Brennan and second of Mr. Sperrazza council adjourned into private session

R13-67 RESOLUTION OF THE BOROUGH OF MERCHANTVILLE, COUNTY OF CAMDEN AND STATE OF NEW JERSEY AUTHORIZING A PRIVATE SESSION OF COUNCIL

Ted Brennan offered the following resolution and moved its adoption:

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231, P.L. 1975 permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Merchantville, County of Camden, State of New Jersey, as follows:
The public shall be excluded from discussion of and action upon the hereinafter specified subject matters.

The general nature of the subject matter to be discussed is as follows:

Matters of Personnel and Possible Litigation

It is anticipated at this time that the above stated subject matter shall be made public.

This Resolution shall take effect immediately.

Seconded by Daniel Sperrazza and adopted on roll call by the following vote:

	Yes	No	Abstain	Absent
Mrs. Fields	(x)	()	()	()
Mr. Volkert	(x)	()	()	()
Mr. Grasso	(x)	()	()	()
Mr. Brennan	(x)	()	()	()
Mr. Sperrazza	(x)	()	()	()
Mr. Perno	(x)	()	()	()

On a motion of Mrs. Fields and second of Mr. Volkert council adjourned back into public session

ADJOURNMENT: On the motion of Mr. Perno and second of Mr. Sperrazza, the meeting was adjourned at 9:23 P.M.

DENISE BROUSE
BOROUGH CLERK